

under rule XXII, the Chair directs the clerk to read the motion.

The bill clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination of Fred P. Hochberg, of New York, to be President of the Export-Import Bank of the United States.

Harry Reid, Tim Johnson of South Dakota, Benjamin L. Cardin, Christopher A. Coons, Patrick J. Leahy, Charles E. Schumer, Ron Wyden, Patty Murray, Heidi Heitkamp, Tom Udall of New Mexico, Martin Heinrich, Jack Reed, Sheldon Whitehouse, Elizabeth Warren, Richard J. Durbin, Kirsten E. Gillibrand, Robert Menendez.

Mr. REID. Madam President, I ask unanimous consent that the mandatory quorum under rule XXII be waived.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

LEGISLATIVE SESSION

Mr. REID. Madam President, I now move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion to proceed.

The motion was agreed to.

EXECUTIVE SESSION

NOMINATION OF THOMAS EDWARD PEREZ TO BE SECRETARY OF LABOR

Mr. REID. Madam President, I move to proceed to executive session to consider Calendar No. 99.

The PRESIDING OFFICER. The question is on agreeing to the motion to proceed.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The bill clerk read the nomination of Thomas Edward Perez, of Maryland, to be Secretary of Labor.

CLOTURE MOTION

Mr. REID. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The bill clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination of Thomas Edward Perez, of Maryland, to be Secretary of Labor.

Harry Reid, Tom Harkin, Patrick J. Leahy, Bill Nelson, Christopher A. Coons, Amy Klobuchar, Tim Kaine, Jack Reed, Barbara A. Mikulski, Sheldon Whitehouse, Sherrod Brown, Benjamin L. Cardin, Robert P. Casey Jr., Bernard Sanders, Al Franken, Robert Menendez, Barbara Boxer.

Mr. REID. Madam President, I ask unanimous consent that the manda-

tory quorum under rule XXII be waived.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

LEGISLATIVE SESSION

Mr. REID. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion to proceed.

The motion was agreed to.

EXECUTIVE SESSION

NOMINATION OF REGINA MCCARTHY TO BE ADMINISTRATOR OF THE ENVIRONMENTAL PROTECTION AGENCY

Mr. REID. Madam President, I move to proceed to executive session to consider Calendar No. 98.

The PRESIDING OFFICER. The question is on agreeing to the motion to proceed.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The bill clerk read the nomination of Regina McCarthy, of Massachusetts, to be Administrator of the Environmental Protection Agency.

CLOTURE MOTION

Mr. REID. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The bill clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination of Regina McCarthy, of Massachusetts, to be Administrator of the Environmental Protection Agency.

Harry Reid, Barbara Boxer, Benjamin L. Cardin, Christopher A. Coons, Patrick J. Leahy, Tom Carper, Ron Wyden, Patty Murray, Tom Udall, Martin Heinrich, Bernard Sanders, Sheldon Whitehouse, Max Baucus, Richard J. Durbin, Kirsten E. Gillibrand, Jeff Merkley, Brian Schatz.

Mr. REID. Madam President, I ask unanimous consent that the mandatory quorum under rule XXII be waived.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

LEGISLATIVE SESSION

Mr. REID. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion to proceed.

The motion was agreed to.

The PRESIDING OFFICER. The Republican leader.

UNANIMOUS CONSENT REQUEST—EXECUTIVE CALENDAR

Mr. McCONNELL. Madam President, I have a consent that I think would set up these votes in a much more expeditious way than the way the majority leader is proceeding. But first let me just say, these are dark days in the history of the Senate. I hate that we have come to this point. We have witnessed the majority leader break his word to the Senate.

Now our request for a joint meeting of all the Senators has been set for Monday night—a time when attendance around here is frequently quite spotty—in an obvious effort to keep as many of his Members from hearing the concerns and arguments of the other side as possible. It remains our view that for this to be the kind of joint session of the Senate that it ought to be, given the tendency of the Senate to have sparse attendance on a Monday night, to have this meeting on Tuesday before it is too late.

Having said that, a more expeditious way to accomplish most of what the majority leader is trying to accomplish would be achieved by the following consent: I ask unanimous consent that on Tuesday at 2:15, the Senate proceed to consecutive votes on the confirmation of the following nominations: No. 104, that is Pearce to be a member of the NLRB; No. 102, Johnson, to be a member of the NLRB, and No. 103, Miscimarra, to be a member of the NLRB.

I might just say, parenthetically, if those nominees were confirmed, coupled with the two nominees illegally appointed, whose illegal appointments' term continue until the end of the year, the NLRB would have a full complement of five members and able to conduct its business.

I further ask consent that following those votes, the Senate proceed to the cloture motion filed on Calendar No. 99; that is, Perez, to be Secretary of Labor; and, further, if cloture is invoked, the Senate immediately proceed to a vote on the confirmation of the nomination—I would add, parenthetically, that would eliminate the post 30 hours, assuming cloture were invoked on the very controversial nominee, Perez, to be Secretary of Labor—further, the Senate then vote on the cloture motion filed on Calendar No. 98, McCarthy, to be EPA Director; and if cloture is invoked, the Senate proceed to a vote on the confirmation of the nomination—also eliminating the 30 hours postcloture if cloture is invoked on McCarthy; and I might add that the ranking member of the environment committee supports cloture on the McCarthy nomination. Thereby, it is reasonable to assume that cloture would be invoked on what is for a lot of our Members, including myself, a very controversial nomination. I further ask consent that the Senate then vote on the cloture motion that was filed on Calendar No. 178—this is someone named Hochberg, to be president of the